

# EXHIBIT 2

# EXHIBIT 2a

Cassius Stephens vs. Red Horse Trans, Inc., Alex Duran, and Laverne Threat

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Case Type: Injury/Damage - Motor Vehicle  
Date Filed: 02/11/2019  
Location: 43rd District Court

PARTY INFORMATION

Defendant	Duran, Alex Mesa, AZ 85207	Attorneys David L. Sargent Retained 214-749-6000(W)
Defendant	Red Horse Trans, Inc. Fresno, CA 93725	David L. Sargent Retained 214-749-6000(W)
Defendant	Threat, Laverne Memphis, TN 38108	David L. Sargent Retained 214-749-6000(W)
Plaintiff	Stephens, Cassius Houston, TX 77034	Jeffrey Todd Retained 832-243-4953(W)

EVENTS & ORDERS OF THE COURT

OTHER EVENTS AND HEARINGS			
02/11/2019	Case Filed (OCA)		
02/11/2019	Plaintiff's Original Petition		
02/11/2019	Civil Case Information Sheet		
02/11/2019	Letter		
02/12/2019	Citation		
	Red Horse Trans, Inc.	Served	03/06/2019
	Duran, Alex	Served	03/04/2019
	Threat, Laverne	Served	03/04/2019
04/01/2019	Original Answer		
04/01/2019	Request		
04/01/2019	Jury Fee Paid		
04/02/2019	Letter		
04/03/2019	Amended Answer		
04/03/2019	Notice		

FINANCIAL INFORMATION

Defendant Duran, Alex			
Total Financial Assessment			40.00
Total Payments and Credits			40.00
Balance Due as of 04/05/2019			0.00
04/01/2019	Transaction Assessment		40.00
04/01/2019	E-File Payment	Receipt # 2019-02853	Duran, Alex (40.00)
Plaintiff Stephens, Cassius			
Total Financial Assessment			296.00
Total Payments and Credits			296.00
Balance Due as of 04/05/2019			0.00
02/12/2019	Transaction Assessment		296.00
02/12/2019	E-File Payment	Receipt # 2019-01443	Stephens, Cassius (296.00)

# **EXHIBIT 2b**

CAUSE NUMBER (FOR CLERK USE ONLY):

COURT (FOR CLERK USE ONLY):

STYLED

**Cassius Stephens vs. Red Horse Trans, Inc., Alex Duran and Laverne Threat**

Barker County, Texas

(e.g., John Smith v. All American Insurance Co; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition or application is filed to initiate a new civil, family law, probate, or mental health case or when a post-judgment petition for modification or motion for enforcement is filed in a family law case. The information should be the best available at the time of filing.

<b>1. Contact information for person completing case information sheet:</b>		<b>Names of parties in case:</b>		<b>Person or entity completing sheet is:</b>	
Name: <u>Jeffrey N. Todd</u> Email: <u>jeff@jefftoddlaw.com</u> Address: <u>12929 Gulf Fwy, Ste. 301</u> Telephone: <u>832 243-4953</u> City/State/Zip: <u>Houston, TX 77034</u> Fax: <u>713 583-7818</u> Signature: <u>s/ Jeffrey N. Todd</u> State Bar No: <u>24028048</u>		Plaintiff(s)/Petitioner(s): <u><b>Cassius Stephens</b></u> Defendant(s)/Respondent(s): <u><b>Red Horse Trans, Inc.,</b></u> <u><b>Alex Duran and</b></u> <u><b>Laverne Threat</b></u>		<input checked="" type="checkbox"/> Attorney for Plaintiff/Petitioner <input type="checkbox"/> Pro Se Plaintiff/Petitioner <input type="checkbox"/> Title IV-D Agency <input type="checkbox"/> Other: _____ Additional Parties in Child Support Case: Custodial Parent: _____ Non-Custodial Parent: _____ Presumed Father: _____	
[Attach additional page as necessary to list all parties]					
<b>2. Indicate case type, or identify the most important issue in the case (select only 1):</b>					
<b>Civil</b>			<b>Family Law</b>		
<b>Contract</b>	<b>Injury or Damage</b>	<b>Real Property</b>	<b>Marriage Relationship</b>	<b>Post-judgment Actions (non-Title IV-D)</b>	
<b>Debt/Contract</b> <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debt/Contract: _____ <b>Foreclosure</b> <input type="checkbox"/> Home Equity—Expedited <input type="checkbox"/> Other Foreclosure <input type="checkbox"/> Franchise <input type="checkbox"/> Insurance <input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Non-Competition <input type="checkbox"/> Partnership <input type="checkbox"/> Other Contract: _____	<input type="checkbox"/> Assault/Battery <input type="checkbox"/> Construction <input type="checkbox"/> Defamation <b>Malpractice</b> <input type="checkbox"/> Accounting <input type="checkbox"/> Legal <input type="checkbox"/> Medical <input type="checkbox"/> Other Professional Liability: <input checked="" type="checkbox"/> Motor Vehicle Accident <input type="checkbox"/> Premises <b>Product Liability</b> <input type="checkbox"/> Asbestos/Silica <input type="checkbox"/> Other Product Liability List Product: _____ <input type="checkbox"/> Other Injury or Damage: _____	<input type="checkbox"/> Eminent Domain/Condemnation <input type="checkbox"/> Partition <input type="checkbox"/> Quiet Title <input type="checkbox"/> Trespass to Try Title <input type="checkbox"/> Other Property: _____ <b>Related to Criminal Matters</b> <input type="checkbox"/> Expunction <input type="checkbox"/> Judgment Nisi <input type="checkbox"/> Non-Disclosure <input type="checkbox"/> Seizure/Forfeiture <input type="checkbox"/> Writ of Habeas Corpus—Pre-indictment <input type="checkbox"/> Other: _____	<input type="checkbox"/> Annulment <input type="checkbox"/> Declare Marriage Void <b>Divorce</b> <input type="checkbox"/> With Children <input type="checkbox"/> No Children <b>Other Family Law</b> <input type="checkbox"/> Enforce Foreign Judgment <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Name Change <input type="checkbox"/> Protective Order <input type="checkbox"/> Removal of Disabilities of Minority <input type="checkbox"/> Other: _____	<input type="checkbox"/> Enforcement <input type="checkbox"/> Modification—Custody <input type="checkbox"/> Modification—Other <b>Title IV-D</b> <input type="checkbox"/> Enforcement/Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Reciprocals (UIFSA) <input type="checkbox"/> Support Order <b>Parent-Child Relationship</b> <input type="checkbox"/> Adoption/Adoption with Termination <input type="checkbox"/> Child Protection <input type="checkbox"/> Child Support <input type="checkbox"/> Custody or Visitation <input type="checkbox"/> Gestational Parenting <input type="checkbox"/> Grandparent Access <input type="checkbox"/> Parentage/Paternity <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> Other Parent-Child: _____	
<b>Employment</b>	<b>Other Civil</b>				
<input type="checkbox"/> Discrimination <input type="checkbox"/> Retaliation <input type="checkbox"/> Termination <input type="checkbox"/> Workers' Compensation <input type="checkbox"/> Other Employment: _____	<input type="checkbox"/> Administrative Appeal <input type="checkbox"/> Antitrust/Unfair Competition <input type="checkbox"/> Code Violations <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Intellectual Property <input type="checkbox"/> Lawyer Discipline <input type="checkbox"/> Perpetuate Testimony <input type="checkbox"/> Securities/Stock <input type="checkbox"/> Tortious Interference <input type="checkbox"/> Other: _____				
<b>Tax</b>	<b>Probate &amp; Mental Health</b>				
<input type="checkbox"/> Tax Appraisal <input type="checkbox"/> Tax Delinquency <input type="checkbox"/> Other Tax: _____	<b>Probate/Wills/Intestate Administration</b> <input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings <input type="checkbox"/> Guardianship—Adult <input type="checkbox"/> Guardianship—Minor <input type="checkbox"/> Mental Health <input type="checkbox"/> Other: _____				
<b>3. Indicate procedure or remedy, if applicable (may select more than 1):</b>					
<input type="checkbox"/> Appeal from Municipal or Justice Court <input type="checkbox"/> Arbitration-related <input type="checkbox"/> Attachment <input type="checkbox"/> Bill of Review <input type="checkbox"/> Certiorari <input type="checkbox"/> Class Action		<input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Interpleader <input type="checkbox"/> License <input type="checkbox"/> Mandamus <input type="checkbox"/> Post-judgment		<input type="checkbox"/> Prejudgment Remedy <input type="checkbox"/> Protective Order <input type="checkbox"/> Receiver <input type="checkbox"/> Sequestration <input type="checkbox"/> Temporary Restraining Order/Injunction <input type="checkbox"/> Turnover	
<b>4. Indicate damages sought (do not select if it is a family law case):</b>					
<input type="checkbox"/> Less than \$100,000, including damages of any kind, penalties, costs, expenses, pre-judgment interest, and attorney fees <input type="checkbox"/> Less than \$100,000 and non-monetary relief <input type="checkbox"/> Over \$100,000 but not more than \$200,000 <input checked="" type="checkbox"/> Over \$200,000 but not more than \$1,000,000 <input type="checkbox"/> Over \$1,000,000					

# EXHIBIT 2c

CV19-0186  
 NO. \_\_\_\_\_

CASSIUS STEPHENS	§	IN THE DISTRICT COURT OF
	§	
VS.	§	PARKER COUNTY, TEXAS
	§	
RED HORSE TRANS, INC. ,	§	<b>Parker County - 43rd District Court</b>
ALEX DURAN and LAVERNE THREAT	§	_____ JUDICIAL DISTRICT

**PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, Plaintiff, CASSIUS STEPHENS, complaining of RED HORSE TRANS, INC., ALEX DURAN and LAVERNE THREAT, Defendants herein, and for cause of action would respectfully show the following:

**Discovery Control Plan**

1. Pursuant to Rule 190.1, Texas Rules of Civil Procedure, Plaintiff intends to conduct discovery under Rule 190.3, Level 2.

**Parties**

2. Plaintiff, CASSIUS STEPHENS, social security number \*\*\*-\*\*-456, is a resident citizen of Houston, Harris County, Texas.

3. Defendant, RED HORSE TRANS, INC., is a foreign business entity organized under the laws of The State of California, has its place of business and/or home office in The State of California and whose Corporate Officer and Agent for Service of Process, Ranvir Kaur, is located at 4737 East Florence Avenue, Fresno, California 93725 and whose mailing address is 2537 Deauville Circle, Clovis, California 93619 and does not maintain a registered agent for service of process in The State of Texas. Accordingly, Defendant, RED HORSE TRANS, INC., may be served with process through the Texas

Secretary of State, Service of Process, James E. Rudder Building, 1019 Brazos, Room 105, Austin, Texas 78701, as Defendant's agent for service because Defendant has engaged in business in Texas but has not designated or maintained a resident agent for service of process in Texas. Tex. Civ. Prac. & Rem. Code §§17.044(a)(1), 17.045.

4. Defendant, ALEX DURAN, is a resident of The State of Arizona, who resides at 105 North 95<sup>th</sup> Place, Mesa, Arizona 85207 and is a non resident of The State of Texas who was operating a motor vehicle on a public highway or street in Texas at the time of this collision. Pursuant to Tex. Civ. Prac. & Rem. Code §17.061 et seq., Defendant may be served with process by servicing, J. Bruce Bugg, Jr., Chairman, Texas Transportation Commission, 125 East 11<sup>th</sup> Street, Austin, Texas 78701-2483.

5. Defendant, LAVERNE THREAT, is an resident of The State of Tennessee, who resides at 3052 Shannon Avenue, Memphis, Tennessee 38108 and is a non resident of The State of Texas who was operating a motor vehicle on a public highway or street in Texas at the time of this collision. Pursuant to Tex. Civ. Prac. & Rem. Code §17.061 et seq., Defendant may be served with process by servicing, J. Bruce Bugg, Jr., Chairman, Texas Transportation Commission, 125 East 11<sup>th</sup> Street, Austin, Texas 78701-2483.

#### **Jurisdiction & Venue**

6. The present Court has personal jurisdiction over the parties as the incident occurred in Parker County, Texas. The Court has subject matter jurisdiction as the amount in controversy is within the limits of the Court, and no other court has exclusive jurisdiction.

7. Venue is proper in the present forum as this cause of action accrued in whole, or in substantial part, in Parker County, Texas, pursuant to Tex. Civ. Prac. & Rem. Code § 15.002.



### **Request Pursuant to Rule 28**

8. To the extent that the Defendant, RED HORSE TRANS, INC. (hereinafter referred to as “RED HORSE”) is conducting business pursuant to a trade name or assumed name, then suit is brought against Defendant, RED HORSE TRANS, INC., pursuant to the terms of Rule 28 of the Texas Rules of Civil Procedure, and Plaintiff hereby demands that upon answer to this suit, Defendant, RED HORSE TRANS, INC., answer in its correct legal and assumed names.

### **Facts**

9. This lawsuit arises out of a motor vehicle collision which occurred on or about February 20, 2018. On that date, Plaintiff, CASSIUS STEPHENS (hereinafter referred to as “STEPHENS”), was a passenger in a vehicle being operated by, LAVERNE THREAT (hereinafter referred to as “THREAT”) which was traveling northbound on Torrey Pines Road, Willowbrook, Parker County, Texas. Defendant, ALEX DURAN (hereinafter referred to as “DURAN”), was also traveling northbound behind Plaintiff. Defendant, THREAT, the driver of the vehicle in which Plaintiff, CASSIUS STEPHENS, was a passenger signaled to make a right turn onto Festival Drive and Defendant DURAN speed up and attempted to pass Plaintiff STEPHENS on the right side of his vehicle when unsafe and caused Plaintiff to strike her right front quarter panel causing both vehicle to spin out of control. Defendant DURAN also failed to control his speed and both, Defendants, DURAN and THREAT failed to take evasive action as to avoid a collision.

### **Negligence of Defendant ALEX DURAN**

10. The Defendant, ALEX DURAN was negligent on the occasion in question and proximately caused Plaintiff’s injuries and damages by:

- a) Failing to keep such a lookout as would have been kept by a person exercising ordinary care and prudence under the same or similar circumstances.
- b) Failing to control the speed of the vehicle as necessary to avoid colliding with another person or vehicle on or entering the highway, and failing to use due care, which violated the applicable provisions of the Transportation Code, § 545.351, V.A.T.S., and constituted negligence per se.
- c) Failing to make such a timely and proper application of the brakes as would have been made by a person exercising ordinary care and prudence under the same or similar circumstances.
- d) Failing to make such turning movements of the vehicle in question as would have been made by a person exercising ordinary care and prudence under the same or similar circumstances.
- e) Traveling at a faster rate of speed than a person exercising ordinary care and prudence under the same or similar circumstances, and in excess of the limits established for the roadway in question, which violated the applicable provisions of the Transportation Code, §545.352, V.A.T.S., and constituted negligence per se.
- f) Driving a vehicle in wilful or wanton disregard for the safety of persons or property, which constituted reckless driving, and violated the applicable provisions of the Transportation Code, § 545.401 V.A.T.S., and constituted negligence per se.
- g) Passing to the right when unsafe, which violated the applicable provisions of the Transportation Code, § 545.057 V.A.T.S., and constituted negligence per se.

11. Each and every of the above collectively and/or singularly were a proximate cause of the collision in question and the resulting injuries and damages to Plaintiff.

**Course and Scope of Employment**

12. At all times material to the events giving rise to this lawsuit, the Defendant DURAN was acting during the course and scope of his employment for the Defendant, RED HORSE. Accordingly, the Defendant, RED HORSE, as the employer of the Defendant DURAN, is responsible for the negligent acts, conduct and damages caused by its driver, the Defendant DURAN.

**Negligence of Defendant RED HORSE TRANSPORTATION, INC.**

13. The Defendant, RED HORSE, was negligent on the occasion in question and proximately caused Plaintiff's injuries and damages by entrusting its vehicle to an incompetent or reckless driver, ALEX DURAN, on the date in question, when RED HORSE knew or should have known that ALEX DURAN was an incompetent or reckless driver. Because RED HORSE entrusted their vehicle to ALEX DURAN, and said driver was negligent on the occasion complained of herein, RED HORSE TRANSPORTATION, INC., is liable for Plaintiff's injuries and damages that were proximately caused by Defendant, DURAN.

14. The Defendant, RED HORSE, was also negligent on the occasion in question and proximately caused Plaintiff's injuries and damages by:

- a) Failing to ensure that its drivers were properly licensed;
- b) Failing to properly investigate its employees;
- c) Failing to properly train and/or supervise its employees; and

d) Retaining an unlicensed and reckless driver.

15. Each and every of the above collectively and/or singularly were a proximate cause of the collision in question and the resulting injuries and damages to Plaintiff.

**Malicious & Grossly Negligent Conduct**

16. STEPHENS, incorporates by reference the statements made in the above paragraphs as if fully set out herein.

17. RED HORSE acted with malice, as that term is defined by Civil Practice & Remedies Code §41.001(7). Specifically, RED HORSE, by and through its employee/agents, failed to reasonably hire, train, or supervise its employees on the safe operation of equipment and acted with total disregard for the circumstances existing at the time.

18. When viewed from the perspective of RED HORSE at the time of the acts or omissions, the acts or omissions of RED HORSE involved an extreme degree of risk, considering the probability and magnitude of the potential harm to others. Moreover, RED HORSE had actual subjective awareness of the risks involved, but nevertheless proceeded with conscious indifference to the rights, safety, or welfare of others. Consequently, RED HORSE is liable to STEPHENS for exemplary damages.

**Negligence of Defendant LAVERNE THREAT**

19. The Defendant, LAVERNE THREAT was negligent on the occasion in question and proximately caused Plaintiff's injuries and damages by:

a) Failing to keep such a lookout as would have been kept by a person exercising ordinary care and prudence under the same or similar circumstances.

- b) Failing to control the speed of the vehicle as necessary to avoid colliding with another person or vehicle on or entering the highway, and failing to use due care, which violated the applicable provisions of the Transportation Code, § 545.351, V.A.T.S., and constituted negligence per se.
- c) Failing to make such a timely and proper application of the brakes as would have been made by a person exercising ordinary care and prudence under the same or similar circumstances.
- d) Failing to make such turning movements of the vehicle in question as would have been made by a person exercising ordinary care and prudence under the same or similar circumstances.
- e) Traveling at a faster rate of speed than a person exercising ordinary care and prudence under the same or similar circumstances, and in excess of the limits established for the roadway in question, which violated the applicable provisions of the Transportation Code, §545.352, V.A.T.S., and constituted negligence per se.
- f) Driving a vehicle in wilful or wanton disregard for the safety of persons or property, which constituted reckless driving, and violated the applicable provisions of the Transportation Code, § 545.401 V.A.T.S., and constituted negligence per se.
- g) Failing to safely make a right turn at an intersection and violated the applicable provisions of the Transportation Code, § 545.101(a) V.A.T.S., and constituted negligence per se.

**General Damages of CASSIUS STEPHENS**

20. At the time of the motor vehicle collision made the basis of this suit, Plaintiff, CASSIUS STEPHENS, was 35 years of age and had a life expectancy of 40.1 years, and a work-life expectancy of at least 25.8 years according to Vital Statistics of the United States, 2014, Life Tables.

21. As a direct and proximate result of Defendant's negligence, Plaintiff, CASSIUS STEPHENS, has sustained mental and physical pain and suffering, mental anguish, physical impairment, loss of household services, loss of capacity to perform household services and loss of earning capacity in the future, all of which are in reasonable probability permanent.

22. From the date of the incident in question until the time of trial of this case, the elements of damages to be considered separately and individually for the purpose of determining the sum of money that will fairly and reasonably compensate Plaintiff, CASSIUS STEPHENS, for each element are as follows:

- a. The physical pain that CASSIUS STEPHENS has suffered from the date of the incident in question up to the time of trial.
- b. The mental anguish that CASSIUS STEPHENS has suffered from the date of the incident in question up to the time of trial.
- c. The damages resulting from the physical impairment suffered by CASSIUS STEPHENS and the resulting inability to do those tasks and services that he ordinarily would have been able to perform.
- d. The loss of any earnings sustained by CASSIUS STEPHENS from the date of the incident in question up to the time of trial.

- e The disfigurement from which CASSIUS STEPHENS has suffered from the date of the incident in question up to the time of trial.

23. From the time of trial of this case, the elements of damages to be considered which Plaintiff, CASSIUS STEPHENS, will sustain in the future beyond the trial, are such of the following elements that are shown by a preponderance of the evidence upon trial of this case:

- a. The physical pain that CASSIUS STEPHENS will suffer in the future beyond the time of trial.
- b. The mental anguish that CASSIUS STEPHENS will suffer in the future beyond the time of trial.
- c. The damages resulting from the physical impairment that CASSIUS STEPHENS will continue to suffer in the future and the resulting inability to do those tasks and services that he ordinarily would have been able to perform in the future beyond the time of trial.
- d. The loss or reduction in Plaintiff's earnings or earning capacity in the future caused by the injuries sustained in the incident in question.
- e. The disfigurement from which CASSIUS STEPHENS has suffered from the date of the incident in question up to the time of trial.

24. Because of all of the above and foregoing, Plaintiff, CASSIUS STEPHENS, has been damaged and will be damaged in an amount within the jurisdictional limits of the Court.

#### **Medical Damages of Plaintiff**

25. Further, as a direct and proximate result of Defendants' negligence, it was necessary for your Plaintiff, CASSIUS STEPHENS to secure medical and hospital

services, including drugs and other medication, and it is reasonably probable that he will require additional medical, hospital and drug services in the future beyond this date. Plaintiff, CASSIUS STEPHENS, here now sues for an additional sum within the jurisdictional limits of the Court for past and future medical, hospital and drug services.

**Property Damages of CASSIUS STEPHENS**

26. Further, as a direct and proximate result of Defendant's acts and/or omissions, Plaintiff, CASSIUS STEPHENS' vehicle was damaged and/or diminished in value. Plaintiff here now sues for an additional sum within the jurisdictional limits of the Court for replacement, repair and/or diminished value damages.

**Prejudgment Interest**

27. In addition to the above and foregoing allegations, Plaintiff further pleads that they are entitled to prejudgment interest at the highest rate allowed by law.

**Exemplary Damages**

28. Plaintiff would show that the actions of Defendants were done with malice and/or gross negligence. Consequently, Plaintiff seeks exemplary damages in an amount within the discretion of the jury and within the jurisdictional limits of the Court.

**T.R.C.P. 47(c)**

29. Pursuant to T.R.C.P. 47(c), Plaintiff herenow seeks monetary relief over \$200,000.00 but not more than \$1,000,000.00.

**Request for Disclosure**

30. Under Texas Rule of Civil Procedure 194, Plaintiff requests that Defendants disclose, within 50 days of the service of this request, the information or material described in Rule 194.2(a) through (l).



**Rule 193.7 Notice**

31. Pursuant to Texas Rule of Civil Procedure 193.7, Plaintiff hereby gives actual notice to Defendants that any and all documents produced may be used against Defendants at any pretrial proceeding and/or at the trial of this matter without the necessity of authenticating the documents.

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays that Defendants be cited to appear and answer herein, and that upon final hearing, Plaintiff recovers of and from the Defendants, RED HORSE TRANSPORTATION, INC., ALEX DURAN and LAVERNE THREAT a sum within the jurisdictional limits of the Court, an additional sum within the jurisdictional limits of the Court for past and future medical, drug and hospital services, loss of wages in the past and loss of earning capacity in the future, past property damage, prejudgment interest, costs of Court and for such other and further relief, at law and in equity, to which Plaintiff may show himself justly entitled.

Respectfully submitted,

THE TODD LAW GROUP, PLLC

By: : *sl Jeffrey N. Todd*  
**Jeffrey N. Todd**  
State Bar No. 24028048  
12929 Gulf Freeway, Suite 301  
Houston, Texas 77034  
832 243-4953  
713 583-7818 Facsimile  
Jeff@jefftoddllaw.com  
ATTORNEYS FOR PLAINTIFF

# EXHIBIT 2d



**JEFF TODD**  
PERSONAL INJURY ATTORNEY

Jeffrey N. Todd  
District Clerk  
12929 Gulf Freeway, Suite 301  
Parker County, Texas 77034  
Victoria Taylor  
832 243-4953  
Fax 713 583-7818  
Writer's direct e-mail address:  
[Jeff@jefftoddlaw.com](mailto:Jeff@jefftoddlaw.com)

February 11, 2019

Sharena Gilliland  
PARKER COUNTY DISTRICT CLERK  
117 Fort Worth Highway  
Weatherford, Texas 76086

*Via Efile*

RE: Cause No. \_\_\_\_\_; *Cassius Stephens vs. Red Horse Trans, Inc., Alex Duran and Laverne Threat.*; In the \_\_\_\_\_ Judicial District Court, Parker County, Texas

Dear Ms. Gilliland:

Please issue the citations as follows and email it to my paralegal at [dena@jefftoddlaw.com](mailto:dena@jefftoddlaw.com) or return by regular mail if the email option is not available:

RED HORSE TRANS, INC.  
By Serving the Texas Secretary of State  
Service of Process  
James E. Rudder Building  
1019 Brazos, Room 105  
Austin, Texas 7801  
Forward to:  
Ranvir Kaur  
RED HORSE TRANS, INC.  
4737 Est Florence Avenue  
Fresno, California 93619

Alex Duran  
By Serving, J. Bruce Bugg, Jr., Chairman  
Texas Transportation Commission  
125 East 11<sup>th</sup> Street  
Austin, Texas 78701-2483  
Forward to:  
Alex Duran  
105 North 95<sup>th</sup> Place  
Mesa, Arizona 85207

Laverne Threat  
By Serving, J. Bruce Bugg, Jr., Chairman  
Texas Transportation Commission  
125 East 11<sup>th</sup> Street  
Austin, Texas 78701-2483  
Forward to:  
Laverne Threat  
3052 Shannon Avenue  
Memphis, Tennessee 38108

If you have any questions, please do not hesitate to contact my office.

Yours very truly,

/s/ *Jeff Todd*  
Jeffrey N. Todd

JNT/ddk

# EXHIBIT 2e

Filed: 3/5/2019 3:07 PM  
 3/2/2019 3:23 PM  
 District Clerk  
 Parker County, Texas  
 Court Stamp Here  
 Michael Daniels

## RETURN OF SERVICE

Notice: This document contains sensitive data

Court <div style="text-align: center;"><b>District Court 43rd Judicial District of Parker County, Texas</b></div>	
Plaintiff <div style="text-align: center;"><b>CASSIUS STEPHENS</b></div>	Cause # <div style="text-align: center;"><b>CV19-0186</b></div>
Defendant(s) <div style="text-align: center;"><b>RED HORSE TRANS, INC., ET AL.</b></div>	Came to Hand Date/Time <div style="text-align: center;"><b>3/02/2019      3:23 PM</b></div>
Manner of Service <div style="text-align: center;"><b>Personal</b></div>	Service Date/Time <div style="text-align: center;"><b>3/04/2019      1:17 PM</b></div>
Documents <div style="text-align: center;"><b>CITATION; PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE</b></div>	Service Fee: <div style="text-align: center;"><b>\$79.50</b></div>

I am certified under order of the Texas Supreme Court to serve process, including citations in Texas. I am not a party to or interested in the outcome of this lawsuit. My information: identification number, birth date, address, and certification expiration date appear below. I received and delivered the Specified Documents to Defendant as stated herein.

On **3/04/2019 at 1:17 PM**: I served **CITATION and PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE** upon **LAVERNE THREAT c/o TEXAS TRANSPORTATION COMMISSION, DESIGNEE** by delivering 2 true and correct copy(ies) thereof, with **LAVERNE THREAT c/o TEXAS TRANSPORTATION COMMISSION, DESIGNEE, BAILEY HAMMER, PERSON AUTHORIZED TO ACCEPT**, who accepted service, with identity confirmed by subject stating their name, a white female approx. 25-35 years of age, 5'4"-5'6" tall, weighing 120-140 lbs with brown hair with glasses at 125 EAST 11TH STREET, AUSTIN, TX 78701.

My name is: **Irma Sanchez**. My date of birth is: **1/20/1962**

My address is: **360 Nueces St. #2707, Austin, TX 78701, USA.**

My process server identification # is: **PSC-15611**. My Certification expires: **10/31/2020**.

I declare under penalty of perjury that the foregoing, **RETURN OF SERVICE**, is true and correct.

Executed in Travis county, TX.

  
 \_\_\_\_\_  
 Irma Sanchez

\_\_\_\_\_  
 3/4/19  
 Date Executed



# EXHIBIT 2f

Court Stamp Here  
Kelsey Simcox

<b>RETURN OF SERVICE</b>	
Notice: This document contains sensitive data	
Court	District Court 43rd Judicial District of Parker County, Texas
Plaintiff	CASSIUS STEPHENS
Defendant(s)	RED HORSE TRANS, INC., ET AL.
Manner of Service	Substitute
Documents	CITATION; PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE
Cause #	CV19-0186
Came to Hand Date/Time	3/02/2019 3:23 PM
Service Date/Time	3/04/2019 1:17 PM
Service Fee:	\$79.50

I am certified under order of the Texas Supreme Court to serve process, including citations in Texas. I am not a party to or interested in the outcome of this lawsuit. My information: identification number, birth date, address, and certification expiration date appear below. I received and delivered the Specified Documents to Defendant as stated herein.

On 3/04/2019 at 1:17 PM: I served CITATION and PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE upon ALEX DURAN c/o TEXAS TRANSPORTATION COMMISSION, DESIGNEE by delivering per T.R. C.P. Rule 106(b), 2 true and correct copy(ies) thereof, with Bailey Hammer, OFFICE TECHNICIAN, PERSON AUTHORIZED TO ACCEPT, who accepted service, with identity confirmed by bailey hammer, a white female approx. 25-35 years of age, 5'4"-5'6" tall, weighing 120-140 lbs with brown hair with glasses at 125 EAST 11TH STREET, AUSTIN, TX 78701.

My name is: Irma Sanchez. My date of birth is: 1/20/1962

My address is: 360 Nueces St. #2707, Austin, TX 78701, USA.

My process server identification # is: PSC-15611. My Certification expires: 10/31/2020.

I declare under penalty of perjury that the foregoing, RETURN OF SERVICE, is true and correct.

Executed in Travis county, TX.

  
Irma Sanchez

3/5/19  
Date Executed





# EXHIBIT 2g

<b>RETURN OF SERVICE</b>		Court Stamp Here Kelsey Simcox
Notice: This document contains sensitive data		
Court	District Court Clerk of the District Court of Parker County, Texas of Parker County, Texas	
Plaintiff	CASSIUS STEPHENS	Cause #  <b>CV19-0186</b>
Defendant(s)	RED HORSE TRANS, INC., ET AL.	Came to Hand Date/Time  <b>3/02/2019 3:22 PM</b>
Manner of Service	Personal	Service Date/Time  <b>3/06/2019 2:07 PM</b>
Documents	CITATION; PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE; \$55.00 CHECK MADE PAYABLE TO THE TEXAS SECRETARY OF STATE	
		Service Fee:  <b>\$140.00</b>

I am certified under order of the Texas Supreme Court to serve process, including citations in Texas. I am not a party to or interested in the outcome of this lawsuit. My information: identification number, birth date, address, and certification expiration date appear below. I received and delivered the Specified Documents to Defendant as stated herein.

On **3/06/2019 at 2:07 PM**: I served **CITATION, PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE and \$55.00 CHECK MADE PAYABLE TO THE TEXAS SECRETARY OF STATE** upon **RED HORSE TRANS, INC. c/o TEXAS SECRETARY OF STATE, DESIGNEE** by delivering 1 true and correct copy(ies) thereof, with **RED HORSE TRANS, INC. c/o TEXAS SECRETARY OF STATE, DESIGNEE, Who accepted service, with identity confirmed by michelle robinson , a white female approx. 35-45 years of age, 5'8"-5'10" tall, weighing 140-160 lbs with blonde hair. Michelle Robinson, person allowed to accept service, received documents at 1019 BRAZOS ROOM 105, AUSTIN, TX 78701.**

My name is: **Irma Sanchez**. My date of birth is: **1/20/1962**  
My address is: **360 Nueces St. #2707, Austin, TX 78701, USA.**  
My process server identification # is: **PSC-15611**. My Certification expires: **10/31/2020**.  
I declare under penalty of perjury that the foregoing, **RETURN OF SERVICE**, is true and correct.

Executed in Travis county, TX.

  
Irma Sanchez

3/6/19  
Date Executed



# EXHIBIT 2h

**CAUSE NO. CV19-0186**

**CASSIUS STEPHENS**  
*Plaintiff,*

v.

**RED HORSE TRANS, INC., ALEX  
 DURAN, AND LAVERNE THREAT**  
*Defendants.*

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**IN THE DISTRICT COURT**

**43<sup>RD</sup> JUDICIAL DISTRICT**

**PARKER COUNTY, TEXAS**

**DEFENDANTS' ORIGINAL ANSWER**

**TO THE HONORABLE JUDGE OF SAID COURT:**

**COME NOW**, Red Horse Trans, Inc., Alex Duran, and LaVerne Threat (“Defendants”), and file their Original Answer to Plaintiff’s Original Petition, and in support thereof would respectfully show unto this Honorable Court as follows:

**I.**  
**GENERAL DENIAL**

Defendants deny each and every, all and singular, the allegations contained in Plaintiff’s Original Petition and demands strict proof thereof as authorized by Texas Rule of Civil Procedure 92.

**II.**  
**REQUESTS FOR DISCLOSURE**

Under Texas Rule of Procedure 194, Defendants request that Plaintiff disclose, within thirty (30) days of the service of this request, the information or material described in Rule 194.2 of the Texas Rules of Civil Procedure.

**III.**  
**NOTICE OF INTENT TO USE DOCUMENTS PRODUCED**  
**PURSUANT TO TEX. R. CIV. P 193.7**

Defendants places Plaintiff on notice that pursuant to Texas Rules of Civil Procedure 193.7, all documents produced by Plaintiff in this litigation are authenticated for use against the producing party in this case and may be used as evidence during pre-trial procedures and at trial of this matter.

**IV.**  
**PRAYER**

**WHEREFORE, PREMISES CONSIDERED,** Defendants pray that upon final hearing hereof, Plaintiff take nothing by way of her cause of action herein, that Defendants recovers their costs herein expended and for such other and further relief, at law or in equity, to which Defendants may show itself justly entitled to receive.

Respectfully submitted,

**SARGENT LAW, P.C.**

By: /s/ David L. Sargent  
**DAVID L. SARGENT**  
State Bar No. 17648700  
[david.sargent@sargentlawtx.com](mailto:david.sargent@sargentlawtx.com)  
**MARTHA M. POSEY**  
State Bar No. 24105946  
[martha.posey@sargentlawtx.com](mailto:martha.posey@sargentlawtx.com)

1717 Main Street, Suite 4750  
Dallas, Texas 75201  
(214) 749-6514 Telephone  
(214) 749-6314 Facsimile

**ATTORNEY FOR DEFENDANTS**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 1<sup>st</sup> day of April 2019 a true and correct copy of the above and foregoing instrument was forwarded to the following counsel via e-file to:

Jeffrey N. Todd  
12929 Gulf Freeway, Suite 301  
Houston, Texas 77034  
*Counsel for Plaintiff*

/s/ David L. Sargent  
**DAVID L. SARGENT**

2033908 v.1

# EXHIBIT 2i

**CAUSE NO. CV19-0186**

**CASSIUS STEPHENS**  
*Plaintiff,*

v.

**RED HORSE TRANS, INC., ALEX  
DURAN, AND LAVERNE THREAT**  
*Defendants.*

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**IN THE DISTRICT COURT**

**43<sup>RD</sup> JUDICIAL DISTRICT**

**PARKER COUNTY, TEXAS**

**DEFENDANT'S REQUEST FOR JURY TRIAL**

**TO THE HONORABLE JUDGE OF SAID COURT:**

**COME NOW**, Red Horse Trans, Inc., Alex Duran, and LaVerne Threat (“Defendants”),  
and requests that a jury trial be held on said cause. A jury fee has been paid by the Defendants.

Respectfully submitted,

**SARGENT LAW, P.C.**

By: /s/ David L. Sargent  
**DAVID L. SARGENT**  
State Bar No. 17648700  
[david.sargent@sargentlawtx.com](mailto:david.sargent@sargentlawtx.com)  
**MARTHA M. POSEY**  
State Bar No. 24105946  
[martha.posey@sargentlawtx.com](mailto:martha.posey@sargentlawtx.com)

1717 Main Street, Suite 4750  
Dallas, Texas 75201  
(214) 749-6514 Telephone  
(214) 749-6314 Facsimile

**ATTORNEY FOR DEFENDANTS**



**CERTIFICATE OF SERVICE**

I hereby certify that on the 1<sup>st</sup> day of April 2019 a true and correct copy of the above and foregoing instrument was forwarded to the following counsel via e-file to:

Jeffrey N. Todd  
12929 Gulf Freeway, Suite 301  
Houston, Texas 77034  
*Counsel for Plaintiff*

/s/ David L. Sargent  
**DAVID L. SARGENT**

2033912 v.1  
9000/00001

# EXHIBIT 2j

43<sup>rd</sup> DISTRICT COURT

Craig Towson  
Judge Presiding



117 Fort Worth Highway  
Weatherford, Texas 76086

RECEIVED AND FILED  
FOR RECORD  
2019 APR -2 PM 1:57  
SHARON GILLILAND, DISTRICT CLERK  
PARKER COUNTY, TEXAS  
Telephone: (817) 598-8069  
Facsimile: (817) 598-6108

Jolene DuBoise, Court Coordinator  
[jolene.duboise@parkercountytexas.com](mailto:jolene.duboise@parkercountytexas.com)  
Katy Clarke, Assistant Court Coordinator  
[katy.clarke@parkercountytexas.com](mailto:katy.clarke@parkercountytexas.com)

April 02, 2019

Jeffrey Todd *via email only*  
12929 Gulf Freeway  
Suite 301  
Houston, Texas 77034

David L Sargent *via email only*  
901 Main Street  
Suite 5200  
Dallas, Texas 75202

Re: CV19-0186, *Cassius Stephens vs. Red Horse Trans, Inc., Alex Duran, and Laverne Threat*

Counsel:

It has been brought to the attention of the Court that a jury fee has been paid in the above referenced case. In accordance with this Court's standard procedure, enclosed please find a "sample" Standard Pretrial Scheduling Order. Please note that this is a sample scheduling order and should be amended for your individual case.

The attorneys are asked to confer and, no later than May 24, 2019, submit an Agreed Scheduling Order which complies with the sample which is enclosed. Upon receipt of this scheduling order the case will be set for trial and a pre-trial conference will be scheduled.

Very truly yours,

A handwritten signature in cursive script that reads "Jolene DuBoise".

Jolene DuBoise  
Court Coordinator

Enc

# EXHIBIT 2k

**CAUSE NO. CV19-0186**

<b>CASSIUS STEPHENS</b>	§	<b>IN THE DISTRICT COURT</b>
<i>Plaintiff,</i>	§	
	§	
<b>v.</b>	§	<b>43<sup>RD</sup> JUDICIAL DISTRICT</b>
	§	
<b>RED HORSE TRANS, INC., ALEX</b>	§	
<b>DURAN, AND LAVERNE THREAT</b>	§	
<i>Defendants.</i>	§	<b>PARKER COUNTY, TEXAS</b>

**DEFENDANTS RED HORSE TRANS, INC. AND ALEX DURAN'S  
 FIRST AMENDED ANSWER**

**TO THE HONORABLE JUDGE OF SAID COURT:**

**COME NOW**, Red Horse Trans, Inc. and Alex Duran (“Defendants”), and file their First Amended Answer to Plaintiff’s Original Petition, and in support thereof would respectfully show unto this Honorable Court as follows:

**I.  
 GENERAL DENIAL**

Defendants deny each and every, all and singular, the allegations contained in Plaintiff’s Original Petition and demands strict proof thereof as authorized by Texas Rule of Civil Procedure 92.

**II.  
 REQUESTS FOR DISCLOSURE**

Under Texas Rule of Procedure 194, Defendants request that Plaintiff disclose, within thirty (30) days of the service of this request, the information or material described in Rule 194.2 of the Texas Rules of Civil Procedure.

**III.**  
**NOTICE OF INTENT TO USE DOCUMENTS PRODUCED**  
**PURSUANT TO TEX. R. CIV. P 193.7**

Defendants places Plaintiff on notice that pursuant to Texas Rules of Civil Procedure 193.7, all documents produced by Plaintiff in this litigation are authenticated for use against the producing party in this case and may be used as evidence during pre-trial procedures and at trial of this matter.

**IV.**  
**PRAYER**

**WHEREFORE, PREMISES CONSIDERED,** Defendants pray that upon final hearing hereof, Plaintiff take nothing by way of her cause of action herein, that Defendants recovers their costs herein expended and for such other and further relief, at law or in equity, to which Defendants may show itself justly entitled to receive.

Respectfully submitted,

**SARGENT LAW, P.C.**

By: /s/ David L. Sargent  
**DAVID L. SARGENT**  
State Bar No. 17648700  
[david.sargent@sargentlawtx.com](mailto:david.sargent@sargentlawtx.com)  
**MARTHA M. POSEY**  
State Bar No. 24105946  
[martha.posey@sargentlawtx.com](mailto:martha.posey@sargentlawtx.com)

1717 Main Street, Suite 4750  
Dallas, Texas 75201  
(214) 749-6514 Telephone  
(214) 749-6314 Facsimile

**ATTORNEY FOR DEFENDANTS RED  
HORSE TRANS, INC. AND ALEX  
DURAN**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 3<sup>rd</sup> day of April, 2019 a true and correct copy of the above and foregoing instrument was forwarded to the following counsel via e-file to:

Jeffrey N. Todd  
12929 Gulf Freeway, Suite 301  
Houston, Texas 77034  
*Counsel for Plaintiff*

/s/ David L. Sargent  
**DAVID L. SARGENT**

2034094 v.1

# EXHIBIT 21



**CAUSE NO. CV19-0186**

<b>CASSIUS STEPHENS</b>	§	<b>IN THE DISTRICT COURT</b>
<i>Plaintiff,</i>	§	
	§	
<b>v.</b>	§	<b>43<sup>RD</sup> JUDICIAL DISTRICT</b>
	§	
<b>RED HORSE TRANS, INC., ALEX</b>	§	
<b>DURAN, AND LAVERNE THREAT</b>	§	
<i>Defendants.</i>	§	<b>PARKER COUNTY, TEXAS</b>

**NOTICE OF WITHDRAWAL OF COUNSEL**

**TO THE HONORABLE JUDGE OF SAID COURT:**

Notice is hereby given of the withdrawal of David L. Sargent and Martha M. Posey as counsel for Laverne Threat, Defendant in the above-entitled cause of action. A notice of appearance was inadvertently filed in Defendants' Original Answer, naming Laverne Threat as an answering Defendant. Defendant Laverne Threat is not represented by Sargent Law, P.C.

David L. Sargent and Martha M. Posey therefore respectfully request the Court and all parties of record remove David L. Sargent and Martha M. Posey as counsel of record for Defendant Laverne Threat.

Respectfully submitted,

**SARGENT LAW, P.C.**

By: /s/ David L. Sargent  
**DAVID L. SARGENT**  
State Bar No. 17648700  
[david.sargent@sargentlawtx.com](mailto:david.sargent@sargentlawtx.com)  
**MARTHA M. POSEY**  
State Bar No. 24105946  
[martha.posey@sargentlawtx.com](mailto:martha.posey@sargentlawtx.com)

1717 Main Street, Suite 4750  
Dallas, Texas 75201  
(214) 749-6514 Telephone  
(214) 749-6314 Facsimile

**ATTORNEY FOR DEFENDANTS RED  
HORSE TRANS, INC. AND ALEX  
DURAN**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 3<sup>rd</sup> day of April, 2019 a true and correct copy of the above and foregoing instrument was forwarded to the following counsel via e-file to:

Jeffrey N. Todd  
12929 Gulf Freeway, Suite 301  
Houston, Texas 77034  
*Counsel for Plaintiff*

/s/ David L. Sargent  
**DAVID L. SARGENT**

2034099 v.1